

09/936726

C16 Rec'd PCT/PTO SEP 17 2001

Customer No. 22,852
Attorney Docket No. 08364.0025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Neil PORTER et al.)
) Group Art Unit: Unknown
Serial No.: Not Yet Assigned)
) Examiner: Unknown
Filed: Herewith)
)
For: BIOCHEMICAL SYNTHESIS)
APPARATUS)

U.S. NATIONAL PHASE APPLICATION BASED ON PCT/GB00/01000

Assistant Commissioner for Patents
Washington, DC 20231
BOX: PCT

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO-1449 and cited in the international search report. Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO-1449 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

In lieu of a statement of relevance or the translation of the non-English documents, enclosed is an English-language international search report from the European Patent Office in the PTO international application, from which this

national phase U.S. application is derived, citing these documents and setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: September 17, 2001

By: 

Ernest F. Chapman
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Enclosures
EFC/FPD/peg

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INFORMATION DISCLOSURE CITATION

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OMB No. 0651-0011

Atty. Docket No. 08364.0025	Serial No. Unknown
Applicant Neil PORTER et al.	
Filing Date September 17, 2001	Group:

U.S. PATENT DOCUMENTS							
Examiner Initial*		Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	1	2,761,813	9/4/56	Goetz			
	2	3,448,011	6/3/69	Russomanno			
	3	5,122,470	6/16/92	Banes			
	4	5,324,657	6/28/94	Tanny			
	5	5,215,920	6/1/93	Lyman			
	6	4,772,558	9/20/88	Hammann			
	7	5,879,932	3/9/99	Van Erdecoyk et al.			
	8	4,859,586	8/22/89	Eisenberg et al.			
	9	2,923,669	2/2/60	Poitras			

FOREIGN PATENT DOCUMENTS							
		Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	10	0 236 751	9/16/87	Europe			No
	11	839 245	5/19/52	Germany			No
	12	0 390 367	10/3/90	Europe			
	13	2 070 560	9/10/71	France			No
	14	0 581 022	2/2/94	Europe			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)	
15.	Kikkoman Corp., "MEMBRANE SURFACE LIQUID CULTURE FERMENTER FOR MICROBES AND PLANE," Patent Abstracts of Japan of JP 08-089231, (1996).

Examiner	Date Considered
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*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.